

**Amendment and Response**

Applicant: Laurent Schaller

Serial No.: 09/828,322

Filed: April 5, 2001

Docket No.: P0021814.00

Title: BRIDGE CLIP TISSUE CONNECTOR APPARATUS AND METHODS

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**REMARKS**

This is responsive to the Office Action mailed May 27, 2010. In that Office Action, claims 1-4, 20, 24-26, 39-44, 47-51, 54 and 55 were rejected under 35 U.S.C. §102(b) as being anticipated by Krumme, U.S. Patent No. 4,485,816.

The Examiner's indication that claims 31-38 have been allowed is noted with appreciation.

Additionally, the Examiner's indication that claims 5-19, 21-23, 45, 46, 52, and 53, although objected to, would be deemed allowable if rewritten in independent form, is also noted with appreciation. With this Response, claims 5, 21, 45 and 52 have been amended as suggested by the Examiner. Claims 1-4, 20, 24-26, 39-44, 47-51, 54 and 55 are cancelled. The amendments made herein are presented solely in an effort to advance prosecution. Applicants reserve all rights to pursue any cancelled subject matter or claims in a subsequent patent application claiming the benefit of priority of the present patent application. In making these amendments, Applicants in no way acquiesce in the Examiner's rejections or characterization of the claims.

**CONCLUSION**

In view of the above, Applicant respectfully submits that pending claims 5-19, 21-23, 31-38, 45, 46, 52 and 53 are in form for allowance and notification to that effect is respectfully requested.

Under 37 C.F.R. §1.17(a)(1) the fee of \$130.00 for a 1-month extension of time is being made via the EFS-web concurrently herewith. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 01-2525.

For the foregoing reasons, Applicants believe all the pending claims are in condition for allowance and should be passed to issue.

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The Examiner is invited to contact Applicants' representative at the below-listed telephone number if there are any questions regarding this Amendment, or if prosecution of this application may be assisted thereby.

Respectfully submitted,

Date: September 27, 2010

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